



Appl. No.: 09/922,996  
Applicant: DOUK, *et al.*  
Atty. Docket: P563 CIP 2

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DOUK, Nareak *et al.*  
Appl. No.: 09/922,996  
Filed: August 1, 2001  
For: Temporary Device for  
Capturing Embolic Material

Art Unit: 3731  
Examiner: NGUYEN, V.X.  
Atty. Docket: P563 CIP 2  
Confirm. No. 9126

INFORMATION DISCLOSURE STATEMENT UNDER RULE 1.56

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 28 2003  
TECHNOLOGY CENTER R3700

Sir:

Applicant(s) herein make available to the Patent and Trademark Office a copy of Form PTO/SB/08A, and a copy of each cited reference is enclosed. This Information Disclosure Statement is being filed in accordance with the following provision(s):

☐ 37 CFR 1.97(b)(1) Within three months of the filing date of the national application. No fee is required.

☐ 37 CFR 1.97(b)(2) Within three months of the date of entry of the national stage as set forth in § 1.491 in the international application. No fee is required.

☒ 37 CFR 1.97(b)(3) Before the mailing date of a first Office Action on the merits. No fee is required.

☐ 37 CFR 1.97(c) After the periods specified in 37 CFR 1.97(b), but before the mailing date of either: (1) a final action under § 1.113 or (2) a notice of allowance under § 1.311, whichever occurs first.

☐ The undersigned hereby certifies that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. A copy of the Search Report is enclosed, citing the references; or

☐ The undersigned hereby certifies that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of this statement; or

☐ Enclosed is a check in the amount of \$180.00 for the fee set forth in 37 CFR § 1.17(p). The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. 1.17, or credit any overpayment, to Deposit Account No. 01-2525.

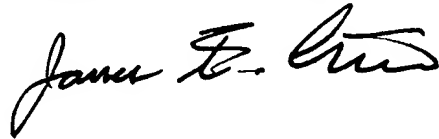
☐ Applicant(s) hereby petition the Commissioner of Patents and Trademarks to consider this information disclosure statement. Enclosed is a check in the amount of \$130.00 for the petition fee set forth in § 1.17(i)(1). The Commissioner is hereby authorized to charge any additional fees which may be required under 37 C.F.R. 1.17, or credit any overpayment, to Deposit Account No. 01-2525.

The listed documents are brought to the Examiner's attention because they are known to the applicants and/or the applicants' attorney/agent and may be considered by the Examiner to be material to his/her examination. This listing should not be construed as representation that a search has been made or that no better art exists. No inference should be made that the documents are in fact material merely because they are referenced herein. Moreover, no representation is made that any brief descriptions of the references herein necessarily describe the most material aspects of the references. Further, by this listing, the applicant is not making any admission regarding the relative dates of the invention and listed disclosures.

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The Examiner is requested to consider carefully the complete text of these documents in connection with the examination of the above-identified application in accordance with 37 CFR 1.104(a). It is requested that the documents listed on the attached Form PTO/SB/08A be included in the "References Cited" portion of any patent issuing from this application (M.P.E.P. 1302.12), and that the Examiner initial and return a copy of the form to evidence consideration of the documents.

Respectfully submitted,



Dated this 20<sup>th</sup> day of October 2003.

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**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in the envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: Oct 21, 2003

  
Kathleen Baker